

HOUSE BILL 1069

By Eldridge

AN ACT to amend Tennessee Code Annotated, Section 41-22-116, relative to goods manufactured by inmates.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 41-22-116(a), is amended by deleting the subsection and substituting instead the following:

(a)

(1) Except as provided in subsections (c)-(f), a person, firm, association, corporation, federal or state authority, or political subdivision thereof, shall not sell or offer for sale goods, wares, or merchandise manufactured, in whole or in part, by inmates, except inmates on parole or probation. This section does not prohibit the sale, exchange, or disposition of those goods to an institution supported wholly or in part by funds derived from public taxation and operated under the supervision of the United States, this state, or any other state, or any political subdivision thereof.

(2) Notwithstanding subdivision (a)(1), goods, wares, and merchandise manufactured by inmates may be offered for sale to private nonprofit corporations and charitable organizations that are duly chartered as such under the laws of this state on such terms and conditions as the TRICOR board deems to be in the best interest of this state and if the TRICOR board determines the sales do not unfairly compete with private sector businesses in this state. The inmates making the goods, wares, and merchandise for resale to private nonprofit corporations and charitable organizations must be paid an appropriate

wage so that the products do not unfairly compete with private sector businesses in this state.

SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it.